

ASSIGNED

Serial No. 57852

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUL 14 1992

Returned to applicant for correction

Corrected application filed JUL 14 1992

The applicant Lyle and Sharon Malone
P.O. Box 1527 of Battle Mountain,
Street and No. or P.O. Box No. City or Town
Nevada 89820 State and Zip Code No. hereby make application for permission to change the

Point of Diversion and Place of Use
Point of diversion, manner of use, and/or place of use
of water heretofore appropriated under Permit 30635 Certificate 10395
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
identify right in Decree.

1. The source of water is underground
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 2.2 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point within Lot 3, Section 14, T.32N., R.44E.,
Describe as being within a 40-acre subdivision of public survey and by course and
M.D.B.&M., or at a point from which the S.E. corner of Section 10, T.32N., R.44E.,
distance to a section corner. If on unsurveyed land, it should be stated.
bears N 53° 39' W 1568.0'

6. The existing permitted point of diversion is located within Lot 1 Section 30, T.32N., R.45E.,
If point of diversion is not changed, do not answer.
M.D.B.&M., or at a point from which the NW corner of said Section 30 bears N 67°
40' 18" W 195.09'.

7. Proposed place of use 86.9 acres within the NW¼ of Section 14, T.32N., R.44E., M.D.B.&M.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

7.1 acres in the NE¼ NW¼ of Section 30, T.32N., R.45E., M.D.B.&M.
8. Existing place of use 7.6 acres in the SE¼ NW¼ of Section 30, T.32N., R.45E., M.D.B.&M.
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
35.7 acres in Lot 1 of Section 30, T.32N., R.45E., M.D.B.&M. 36.5 acres in Lot
manner of use of irrigation permit, describe acreage to be removed from irrigation.
2 of Section 30, T.32N., R.45E., M.D.B.&M. 86.9 acres total

9. Use will be from January 1st to December 31st of each year.
Month and Day Month and Day

10. Use was permitted from January 1st to December 31st of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Well, pump motor, pipelines, and ditches
State manner in which water is to be diverted, i.e. diversion structure,
ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$30,000.00

13. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use. 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

By s/Robert N. Caldwell
Robert N. Caldwell
146 W. Second St.
Winnemucca, Nevada 89445

Compared bc/ bc pm/se

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 30635, Certificate 10395 is issued subject to the terms and conditions imposed in said Permit 30635, Certificate 10395 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is limited to the irrigation of 86.9 acres within the described place of use of this permit.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.2 cubic feet per second, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources, but not to exceed 347.6 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before May 5, 1994

Proof of completion of work shall be filed before June 5, 1994

Application of water to beneficial use shall be made on or before May 5, 1996

Proof of the application of water to beneficial use shall be filed on or before June 5, 1996

Map in support of proof of beneficial use shall be filed on or before June 5, 1996

Completion of work filed JUN 21 1995

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 5th day of May,
A.D. 19 93

Richard Turnipseed, P.E.
State Engineer